

Message Text

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PAGE 01 STATE 027598

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ORIGIN ARA-10

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GC :JKESSLER

GC/LA:ILEVY

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FM SECSTATE WASHDC

TO AMEMBASSY SANTIAGO IMMEDIATE

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E.O. 11652:N/A

TAGS: CI, MILI

SUBJECT: FOREIGN MILITARY SALES

1. HOUSE INTERNATIONAL RELATIONS COMMITTEE IN ITS
FEBRUARY 4 MARK-UP SESSION ON INTERNATIONAL SECURITY
ASSISTANCE ACT OF 1975 APPROVED FOLLOWING AMENDMENT
RE CHILE:

"SEC. (A) NO MILITARY OR SECURITY SUPPORTING
ASSISTANCE MAY BE FURNISHED UNDER THE FOREIGN ASSISTANCE
ACT OF 1961; NO CREDITS (INCLUDING PARTICIPATIONS IN
CREDITS) MAY BE EXTENDED, AND NO LOAN MAY BE GUARANTEED,
UNDER THE FOREIGN MILITARY SALES ACT WITH RESPECT TO
CHILE.

"(B) NO DELIVERIES OF ANY SUCH ASSISTANCE MAY BE MADE TO
CHILE ON AND AFTER THE DATE OF ENACTMENT OF THIS SECTION.

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PAGE 02 STATE 027598

"(C) THE PRESIDENT MAY WAIVE THE PROVISIONS OF THIS SECTION IF HE DETERMINES, AFTER SEPTEMBER 30, 1976, THAT THE GOVERNMENT OF CHILE HAS MADE SUBSTANTIAL PROGRESS IN PROMOTING THE RECOGNITION AND ENFORCEMENT WITHIN CHILE OF INTERNATIONALLY RECOGNIZED HUMAN RIGHTS AND IF, WITHIN

30 CALENDAR DAYS OF THE SUBMISSION OF SUCH A DETERMINATION, THE CONGRESS DOES NOT BY A CONCURRENT RESOLUTION REJECT SUCH A DETERMINATION. IN MAKING THAT DETERMINATION, THE PRESIDENT SHALL CONSIDER THE EXTENT OF COOPERATION BY THE GOVERNMENT OF CHILE IN PERMITTING AN UNIMPEDED INVESTIGATION OF ALLEGED VIOLATIONS OF INTERNATIONALLY RECOGNIZED HUMAN RIGHTS BY APPROPRIATE INTERNATIONAL ORGANIZATIONS, INCLUDING THE INTERNATIONAL COMMITTEE OF THE RED CROSS AND ORGANIZATIONS ACTING UNDER THE AUTHORITY OF THE UNITED NATIONS OR OF THE ORGANIZATION OF AMERICAN STATES. THE DETERMINATION OF THE PRESIDENT PURSUANT TO THIS SUBSECTION SHALL, WITHIN 10 DAYS THEREAFTER, BE SUBMITTED TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO THE CHAIRMAN OF THE COMMITTEE ON FOREIGN RELATIONS OF THE SENATE TOGETHER WITH A DETAILED JUSTIFICATION THEREOF."

2. THE FIRST PARAGRAPHS OF THIS AMENDMENT ARE EXACTLY THE SAME AS THE AMENDMENT RECENTLY APPROVED BY THE SENATE FOREIGN RELATIONS COMMITTEE IN CONSIDERING THE SAME LEGISLATION. THE DIFFERENCE IS THE ADDITION OF THE LAST PARAGRAPH (C), AND THIS DIFFERENCE, UNLESS CHANGED BY FLOOR ACTION IN EITHER HOUSE, WILL HAVE TO BE RESOLVED IN CONFERENCE. IN ITS PRESENT FORM THIS AMENDMENT WOULD NOT PRECLUDE NEW FMS CASH SALES OR PIPE-LINE DELIVERIES UNDER PREVIOUS SALES AGREEMENTS.

3. THE SENATE STARTED FLOOR DEBATE ON THE AFTERNOON OF FEBRUARY 4. INGERSOLL

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